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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
m/021/0039

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January 26, 2010

Bob Roth
Western Rock Products
820 North 1080 East
St. George, Utah 84770-3204

Subject: Fourth Review of Notice of Intention to Commence Large Mining Operations, Western Rock Products, Nichols Pit, M/021/0039, Iron County, Utah

Dear Mr. Roth:

The Division of Oil, Gas and Mining has completed a review of your Notice of Intention to Commence Large Mining Operations for the Nichols Pit, which was received March 9, 2009. I apologize for the delay in responding to your submittal.

The Division is nearly prepared to issue tentative approval, but the following comments need to be addressed:

The road and all other facilities to be left after reclamation need to be shown on the reclamation map, and a general description of these facilities should be included in the text, such as the road's length and width.

Please include an estimate for removing structures, such as crushers and conveyors. The Division must assume this equipment has or will have no commercial value.

The Division recommends that slopes be graded so they are concave rather than straight.

The Division will begin preparing the executive summary and notices for newspaper advertisements and for the Resource Development Coordinating Committee (RDCC). When the plan is complete, we will ask that you submit two compiled copies. They will both be stamped approved with one copy to be returned to you.

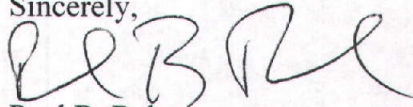


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If you have any questions in this regard please contact me at 801-538-5261 or Lynn Kunzler at 801-538-5310. Thank you for your cooperation in completing this permitting action.

Sincerely,

A handwritten signature in black ink, appearing to read 'PBB', with a stylized flourish extending to the right.

Paul B. Baker
Minerals Program Manager